

FILED

Jun 08 2021

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDREW DIANGELO,

Defendant.

No. 5:21-MJ-70930-MAG

STIPULATION AND ORDER (AS
MODIFIED) TO CONTINUE DETENTION
AND STATUS RE: I.D./REMOVAL
HEARING AND TO EXCLUDE TIME

Hon. Donna M. Ryu

Defendant Andrew Diangelo and the Government, by and through their respective counsel, stipulate and agree, with the Court's approval, that the detention hearing and removal hearing set for June 9, 2021 may be continued to June 15, 2021. The reason for the requested continuance is that Mr. Diangelo was unable to appear for the bail interview this morning and therefore counsel will not be prepared to go forward with the detention and removal hearing.

The parties additionally stipulate and agree that time shall be waived from June 9, 2021 to June 15, 2021 for purposes of the Speedy Trial Act pursuant to Title 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(iv). The parties agree that this waiver of time is necessary for the defense to effectively prepare Mr. Diangelo's case.

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1 IT IS SO STIPULATED.

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3 Dated: June 8, 2021

GEOFFREY A. HANSEN
Acting Federal Public Defender

4 _____/s/_____
5 Tamara Crepet
6 Assistant Federal Public Defender

7 Dated: June 8, 2021

STEPHANIE M. HINDS
United States Attorney

8 _____/s/_____
9 Stephen Meyer
10 Assistant United States Attorney

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12 **ORDER (AS MODIFIED)**

13 Upon agreement and stipulation of the defendant Andrew Diangelo, and the United
14 States, and their respective counsel, and good cause appearing, IT IS HEREBY ORDERED
15 that defendant Andrew Diangelo's detention and status re: identity/removal hearing be
16 continued to June 15, 2021 at 1:00 p.m.

17 It is further ORDERED that the defendant has waived time for purposes of 18 U.S.C.
18 § 3161(h), and specifically, that he has waived time from June 9, 2021 to June 15, 2021.

19 IT IS SO ORDERED AS MODIFIED.

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21 Dated: June 8, 2021

